

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

September 4, 2012

POST SUMMARY MINUTES

PRESENT: Chairman Eldrin Bell, Vice Chairman Wole Ralph, Commissioner Sonna Singleton, Commissioner Michael Edmondson, Commissioner Gail Hambrick, and Clerk Shelby D. Haywood.

1. Chairman Bell called the meeting to order.
2. Invocation was led by Pastor Brooks Everett of Community Bible Church in Stockbridge, Georgia. Pledge of allegiance to the flag was led by Chairman Bell.
3. Adopted the agenda without added amendments. The vote was unanimous. (Note: Dennis Johnson, Budget Manager, stood in for Angela Jackson, Director of Finance, presenting requests before the Board.)
4. Approved the August 21, 2012 Regular Business Meeting minutes. The motion carried 4-0-1. Commissioner Ralph abstained.
5. PROCLAMATION: "Clayton County Recognizes September 2012 as National Preparedness Month" (presented by Chairman Eldrin Bell).
6. Theodis Locke, Interim Director of Central Services/Risk Management, presented two (2) items which resulted in the following board actions:
 - 1) Approved a contract for Non-Emergency Transportation Services for the Clayton County Aging Program, as requested by the Clayton County Senior Services Department. The contract is with MLB Transportation, located in Tucker, Georgia, at a cost of \$13.58 per trip, and is renewable for two (2) additional one (1)-year periods. The vote was unanimous.
 - 2) Approved a contract for the purchase of office supplies that are stocked in the Central Services Warehouse and used by departments county-wide, by utilizing the State Contract with Office Max, Staples Co-Op NJPA, and Gonzales Office Products Co-Op TCPN. The recommendation from the Office of Central Services is for a multi-award contract, based on the lowest priced individual item that meets the bid specification requirements. The vote was unanimous.
7. Dennis Johnson, Budget Manager, presented five (5) "Clean-up Budget Amendments" for FYE 6-30-12 to recognize and/or amend in revenue, and two (2) Budget Amendments which resulted in the following board actions:

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1) Approved Budget Amendment #2-44/Tax Commissioner/FYE 6-30-12, in the amount of \$48,645.00, to cover the cost of additional employee benefits, office supplies, dues and subscriptions, and training and travel. The vote was unanimous.

2) Approved Budget Amendment #2-54/Juvenile Supplemental Service Fund/FYE 6-30-12, in the amount of \$2,300.00, to pay additional fees and dietary supplies. The vote was unanimous.

3) Approved Budget Amendment #2-55/Superior Court – Alternative Dispute Resolution/FYE 6-30-12, in the amount of \$19,089.00, to cover the cost of additional salaries, benefits, postage, and mediation fees. The vote was unanimous.

4) Approved Budget Amendment #2-56/Street Lights Fund/FYE 6-30-12, in the amount of \$298,283.00, to cover the cost of additional utilities. The vote was unanimous.

5) Approved Budget Amendment #2-58/Victim Assistance Fund/FYE 6-30-12, in the amount of \$2,284.00, to cover additional wages, benefits, and postage. The vote was unanimous.

6) Approved Budget Amendment #2-2/Building and Maintenance/FYE 6-30-13, in the amount of \$5,750.00, for asbestos removal. The vote was unanimous.

7) Approved Budget Amendment #2-3/Central Services/FYE 6-30-13, in the amount of \$14,328.00, for mosquito spraying. The vote was unanimous.

8) Approved Budget Amendment #4-06/Fund 307-Reimposition SPLOST Projects/FYE 6-30-13, in the amount of \$1,361,653.00. The vote was unanimous.

8. Renee Bright, Director of Human Resources, presented three (3) items which resulted in the following board actions:

1) Approved a request to delete an Investigator II position (Pay Grade 26) and replace it with an Assistant District Attorney position (Pay Grade 27), as requested by the District Attorney's Office. The vote was unanimous.

2) Approved a request to reclassify the one existing Police Observer position at Pay Grade 22 to a Police Detective position at Pay Grade 22. The vote was unanimous.

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9. Approved Resolution 2012-183 authorizing the sale or other disposition of a condemned or seized vehicle (2006 Suzuki GSX, MC) from the Clayton County Police Department Drug Task Force to be sold at auction; to authorize the Director of Central Services to effect the sale of said vehicle as a surplus item; to authorize the disbursement of proceeds from the sale of such property; to provide an effective date of this resolution; and for other purposes. The vote was unanimous.

10. Approved Resolution 2012-184 authorizing Clayton County to enter into an Indemnification Agreement with Lake City providing for the terms and conditions under which Lake City will permit the County to modify the interior of its building and for the building to continue to be located on the premises; to authorize the Chairman to execute the agreement and otherwise to perform all other acts necessary to accomplish the intent of this resolution; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes. The vote was unanimous.

Prior to the vote, Commissioner Edmondson pointed out, for the record, that the property in Lake City is SPLOST funded property that the County purchased for the use of a recreation center or library. He wanted to know if the property could be used for filming, and if that would be in violation of any SPLOST laws. Jack Hancock, Interim County Attorney, advised that incidental use of county property acquired through SPLOST funds, prior to its eventual use for SPLOST funds, is not prohibited.

Commissioner Edmondson wanted to know if that is still the case even though the County is modifying the interior of the building. Mr. Hancock said that is correct.

For the record, Mr. Hancock provided further clarification on the issue. He stated that any revenues that will be received from the building, as well as any revenues that have presently been received, will go back into the SPLOST fund.

11. Approved Resolution 2012-185 authorizing Clayton County to enter into a Stipulation and Agreement in the matter of Craig A. Breeser v. Clayton County Board of Commissioners before the State Board of Workers' Compensation for the State of Georgia; to authorize the Chairman or his designee to execute the agreement and otherwise to perform all acts necessary to accomplish the intent of this resolution; to authorize the Finance Director to amend the budget where necessary to reflect an

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appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes. The vote was unanimous.

12. Approved Resolution 2012-186 authorizing Clayton County to enter into an Agreement with PJC Group, LLP, Certified Public Accountants, providing for the terms and conditions under which professional accounting services will be rendered to Clayton County; to authorize the Chairman to execute the agreement and otherwise to perform all other acts necessary to accomplish the intent of this resolution; to authorize the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the agreement; to provide an effective date of this resolution; and for other purposes. The vote was unanimous.

Mr. Hancock requested an Executive Session on four (4) litigation matters. The Board generally consented to conduct an Executive Session for the aforementioned reasons.

PUBLIC COMMENT:

1. Ms. Linda Granger wanted greater scrutiny of the Community Service Board by the Commission. She sent an email on June 26th, and stated Commissioner Hambrick is working on the issue. However, she wanted the other Commissioners to hold those appointed to the CSB more accountable. Ms. Granger said the board members violated the Open Meeting Act and held illegal executive sessions. She urged the Commissioners to remove all of the board members and allow the community to play a role in appointing their successors. She further stated that she is sending information to the state.

2. Ms. Geralyn Daniel, a Jonesboro resident, said the three Commissioners who in her estimation wielded the power of majority vote, have been measured and found wanting.

3. Ms. Laurel Schaefer, a resident of Rex, stated that with the weekly revelations of alleged misappropriation of funds and the recent election results, it should begin to sink in that the County is in store for some turbulence and a long overdue overhauling. The players who have been conducting their business in the shadows, she said, are having their business finally reach the light of day through the efforts of many concerned citizens and the Clayton County Citizens Oversight Committee. This committee will be dedicated to working with new Commissioners, building an alliance, and continuing to uncover financial misdeeds of the Commissioners on the Board and the county staff helping them.

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Ms. Schaefer further contended that the current state of the County's finances is not being properly reported by the current finance director. Budgets are presented with fuzzy math, resulting in ever-increasing budget deficits. Ms. Schaefer said this will come to an end.

4. Mr. Ken Slagle, also from Rex, indicated that he would like to see a publicly disclosed, independent, forensic audit of the County's books to give the public a reference point from which to work, going back two, five or 10 years. The Comprehensive Annual Financial Report (CAFR) contains all the information needed to make educated decisions on the County's future financial direction. He said the computers currently being used by the current and former budget directors should be replaced, and new software should be used as well. Furthermore, Mr. Slagle stated that new professionals should be brought in to the Finance Department who can bring leadership and fiscal responsibility. He realized the inconveniences these changes would bring to the current County structure but believed they are necessary. He and other citizens wanted to make sure contracts and studies are awarded through an open bidding process and that political cronyism is brought to an abrupt halt. Mr. Slagle wanted incoming Commissioners to hold these meetings in the same place as the general meeting so that more citizens can see how the County does its business.

5. Mr. Carl Swensson of Morrow said citizens need to have more direct impact on County government, because the well-being of the County ultimately rests in the hands of the citizens. As such, rather than change the public commentary time at the end of board meetings, Mr. Swensson explained that he would like to have a separate meeting, town hall style, to improve communication between the citizens and the Board of Commissioners. He commented that he and other citizens welcome with open arms the new leadership in the form of Chairman [Jeff] Turner and Commissioner Shana Rooks.

Motion by Vice-Chairman Ralph, second by Commissioner Singleton, to go into Executive Session in the Commissioners' Conference Room to discuss litigation matters at 7:27 p.m. The vote was unanimous.

Motion by Vice-Chairman Ralph, second by Commissioner Singleton, to go out of Executive Session in the Commissioners' Conference Room at 8:00 p.m. The vote was unanimous.

Motion by Vice-Chairman Ralph, second by Commissioner Singleton, to reconvene the Regular Business Meeting in the Commissioners' Boardroom at 8:05 p.m. The vote was unanimous.

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There being no further business to discuss, motion by Vice-Chairman Ralph, second by Commissioner Singleton, to adjourn the Regular Business Meeting of September 4, 2012 at 8:05 p.m. The vote was unanimous.